



24113

PATENT TRADEMARK OFFICE

Customer No. 24113  
Patterson, Thucnte, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-5740  
Facsimile: (612) 349-9266

Attorney Docket No. 2950.08US01

REQUEST FOR CONTINUED EXAMINATION  
(RCE) TRANSMITTAL

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

FAX RECEIVED

MAY 16 2003

TECHNOLOGY CENTER 2800

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of Application No. 08/962,362, filed October 31, 1997 for: PHOSPHORS, by: Nobuyuki Kambe.

1. Submission required under 37 C.F.R. § 1.114
  - a. ☐ Previously submitted
    - ☐ Please enter in the present application the unentered Amendment under 37 C.F.R. § 1.116, with any attachments, filed on \_\_\_\_\_ in said prior application.
    - ☐ Consider the arguments in the Appeal Brief or reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - b. ☒ Enclosed
    - ☒ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
    - ☐ Affidavit(s)/Declaration(s)
    - ☒ Information Disclosure Statement and Form PTO-1449 with 1 cited reference.
    - ☐ Other \_\_\_\_\_

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RCE of U.S. Application No. 08/962,362  
Filed October 31, 1997

2. ☒ The filing fee is calculated below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Percent Extra (Equals)	Small Entity Rate	Add'l Fee	OR	Large Entity Rate	Add'l Fee
Total	20	- [20]**	= 0	x 9	\$0		x 18	\$
Indep.	2	- [4]***	= 0	x 42	\$0		x 84	\$
RCE fee				+ 375	\$375		+ 750	\$
Mult. Dep.				+ 140	\$0		+ 280	\$
TOTAL					\$375	OR	TOTAL	\$

☐ First Presentation of Multiple Dependent Claim (MDC)

- \* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.  
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

3. ☒ The Commissioner is hereby authorized to charge the Deposit Account No. 16-0631 for the total amount of \$375.00 for RCE filing fee (small entity).

Respectfully submitted,

*Peter S. Dardi*

Peter S. Dardi, Ph.D.  
Registration No. 39,650

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9319 on the date shown below thereby constituting filing of same.

May 16, 2003  
Date

*Shari R. Thorndike*  
Shari R. Thorndike

#33/Amdt 40  
7/9/03  
C. Pen.

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.08US01

Kambe et al.

Confirmation No.: 8780

Application No.: 08/962,362

Examiner: Michael Day

Filed: October 31, 1997

Group Art Unit: 2879

For: PHOSPHORS

PRELIMINARY AMENDMENTMail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
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Sir:

In response to the decision of the Board of Patent Appeals and Interferences of March 18, 2003, amendment to the above-identified patent application is requested prior to consideration of the enclosed Request For Continued Prosecution.

In the Claims

Please substitute the following amended claims for those currently pending:

- 01
1. (Twice Amended) A display device comprising phosphor particles having an average diameter less than about 100 nm and wherein the phosphor particles comprise a first collection of particles having a diameter distribution such that at least about 95 percent of the particles have a diameter greater than about 40 percent of the average diameter and less than about 160 percent of the average diameter and the phosphor particles comprising a metal oxide.